

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

NICOLE SCHNEYDER,	:	CIVIL ACTION
Plaintiff,	:	
	:	
v.	:	NO. 06-4986
	:	
GINA SMITH,	:	
Defendant and Third-Party Plaintiff,	:	
	:	
v.	:	
	:	
LAURA DAVIS, ESQUIRE, and THE	:	
DEFENDER ASSOCIATION OF	:	
PHILADELPHIA,	:	
Third-Party Defendants.	:	

ORDER

AND NOW, this 26th day of April, 2010, upon consideration of the Defendant Gina Smith's Second Amended Motion for Summary Judgment (Document No. 76, filed October 28, 2009); Plaintiff's Memorandum of Law in Opposition to Defendant's Second Amended Motion for Summary Judgment (Document No. 77, filed November 5, 2009); Defendant's Reply Memorandum in Support of Defendant Gina Smith's Second Amended Motion for Summary Judgment (Document No. 80, filed December 7, 2009); and Plaintiff's Sur-Reply Memorandum of Law in Opposition to Defendant's Second Amended Motion for Summary Judgment (Document No. 81, filed December 14, 2009), for the reasons set forth in the Memorandum dated April 26, 2010, **IT IS ORDERED** that Defendant's Second Amended Motion for Summary Judgment is **DENIED**.

IT IS FURTHER ORDERED that a Scheduling Conference will be conducted in due course.

BY THE COURT:

/s/ Hon. Jan E. DuBois
JAN E. DUBOIS, J.

